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Alexander and Shirley Fahn Revocable Trust

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

JAMES SANFORD,

Plaintiff,

vs.

KELLY-MOORE PAINT COMPANY,
INC.; ALEXANDER FAHN and
SHIRLEY FAHN TRUSTEES OF THE
ALEXANDER and SHIRLEY FAHN
REVOCABLE TRUST; and DOES 1
through 20,

Defendants.

Case No. CIV.S-04-1033 FCD PAN

**STIPULATION AND ORDER
MODIFYING THE SCHEDULING
ORDER REGULATING DISCOVERY**

1 **WHEREAS**, on September 13, 2004, the parties were served with a Scheduling
2 Order ("Scheduling Order") for this action;

3 **WHEREAS**, the Scheduling Order provided that all discovery shall be completed
4 by all parties on or before August 15, 2005;

5 **WHEREAS**, defense counsel informed plaintiff's counsel that defendant's expert
6 witness would not be available for deposition until the beginning of September 2005, both parties
7 seek to extend the date for the close of discovery as to defendants' expert only, in order for the
8 deposition to occur;

9 **IT IS HEREBY STIPULATED AND AGREED** by and among the parties hereto
10 that the Scheduling Order shall be amended to provide as follows:

11 (1) Defendants' expert deposition will be conducted on or before September 30,
12 2005.

13 DATED: August 15, 2005

LAW OFFICES OF LYNN HUBBARD, III

15 By: /s/ LYNN HUBBARD, III

16 Lynn Hubbard, III
17 Attorney for Plaintiff

18 DATED: August 15, 2005

MCNAMARA DODGE NEY BEATTY SLATTERY &
PFALZER

20 By: Signature on file

21 Gary R. Johnson
22 Attorneys for Defendant Kelly-Moore Paint
 Company, Inc.

23 DATED: August 15, 2005

RANDOLPH CREGGER & CHALFANT

25 By: Signature on file

26 Jenny J. Rim
27 Attorneys for Defendant Alexander Fahn and
 Shirley Fahn, Trustees of the Alexander and
 Shirley Fahn Revocable Trust

ORDER

**IT HAVING BEEN STIPULATED BY THE PARTIES, IT IS HEREBY
ORDERED** that the Scheduling Order shall be amended to provide as follows:

(1) Defendants' expert deposition will be conducted on or before September 30,
2005.

DATED: August 16, 2005

/s/ Frank C. Damrell Jr.
UNITED STATES DISTRICT JUDGE